

## Newstead Town Board Meeting- August 26, 2002

A regular meeting was called to order by the Newstead Town Board on Monday, August 26, 2002 at the Newstead Town Hall at 8:00 PM.

**Present:** Gerald F. Summe – Supervisor  
David Cummings- Councilman  
Tom George- Councilman  
Joan M. Glor- Councilwoman  
Harold L. Finger- Councilman  
Donnal Folger- Code Enforcement Officer  
Fred Pask- Assessor  
Nathan Neill- Town Attorney  
Andrew Casolini- Town Engineer  
Dawn D. Izydorczak- Town Clerk  
Kathleen M. Lang- Deputy Clerk

Roll Call was taken with all board members present.

John Burke led the pledge to the flag.

Minutes from the previous regular board meeting held on August 12, 2002 were presented for approval. A motion was made by Councilman George, seconded by Councilman Finger to approve as presented.

Carried Unanimously

**Communications** - Clerk presented the following:

A copy of the Akron Village Board meeting minutes for August 5, 2002 was received.

A letter from Erie County Department of Environment & Planning announcing a household hazardous waste drop-off day on September 7, 2002 at Buffalo Color Corp., 100 Lee Street, Buffalo, NY from 9:00 am – 2:00 PM. For more information residents can call 858-6800.

A copy of the Comprehensive Plan future land use plan meeting minutes from August 5, 2002 was received from Wendel Duchscherer.

An anonymous letter to the town board regarding overgrown brush causing dangerous driving conditions limiting sight at the intersection of McNeeley and Hake roads.

A letter from Caroline Brady, daughter of past resident Esther Wood, along with a copy of the children's book her mother wrote titled "Toliver's Secret" written in the pen name of Esther Wood Brady. The copy she sent has been forwarded, along with the original letter, to the Newstead Historical Society. The Town Clerk spoke with Mrs. Wood today and she has several more books written by her mother she would like to donate to the Newstead Historical Society.

An agenda for the joint meeting of the Village and Town Boards held on August 19, 2002.

A letter and consultation calendar were received from the NYS Retirement System detailing all the dates and locations available for NYS employees to attend consultations regarding retirement.

A motion was made by Councilman George, seconded by Councilman Finger to receive and file correspondence as presented.

Carried Unanimously

**Work Session:** Supervisor Summe reported that a work session was held on August 19, 2002 and the following were discussed: the County Line Stone expansion, Water District #5-Phase II and other water issues, the Henley-Whiting sewer issues on Bloomingdale Avenue, the Comprehensive Master Plan, refuse issues, the radio tower, updating the Denio building usage, Senior Center plans, retirement incentives, and the airport kickoff meeting. The board also held a joint meeting with the

Village of Akron Board of Trustees which began at 8:45pm.

**Privilege of the Floor** –John Burke, 4820 Crittenden Road, was surprised at the Town Board pressing the deadline limits on the County Line Stone Project. He feels the board has done nothing Supervisor Summe stated much work has been done and decisions won't be made until all information has been reviewed. Schurr Road closing and traffic study are in the process. There will be available a draft resolution to residents on September 6, 2002 for their review. Chris Heiman 12393 Steiner Road questioned the problems of sinkholes on their property. Carl Klingenschmitt of the Conservation Advisory Council responded to her questions and would like to speak with her after the meeting on her concerns from the blasting at County Line Stone. Ms Heiman questioned if the blasting would effect the new waterline. The response was no and the DEC is in charge of this project and all questions should go to them.

**Approval of Bills** – Councilwoman Glor reported that she had reviewed Abstract Batch 42 & 47 from 8/12/02 meeting and found everything to be in order with the previously un-audited vouchers. She presented Abstract Batch 53 & 54. Vouchers on Abstract Batch 53 & 54 numbered 766 & 827-859 totaling \$54,180.82 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 53 & 54:

General Fund "A" – \$25,306.32, Fund "B" \$562.50, Highway "DA" - \$0.00, Highway: Outside Village (DB) \$4,706.58, Capital Projects-WD#5-Phase II (HC) \$559.00, Capital Projects-WD#7A (HD) \$0.00, Library Project (HE) \$2,218.60, Fire Protection (SF) \$0.00, Refuse (SR) \$158.25, Sewer Fund (SS) 0.00, and Water Districts (SW1) \$38.00, (SW2) \$1,000.00, (SW3) \$0.00, (SW4) \$800.00, (SW5) \$0.00, (SW6) \$10,162.00, (SW7) \$0.00, (SW7A) \$0.00, (SW8) \$0.00, (SW9) \$0.00, Trust & Agency (TA) \$8,669.57, totaling \$54,180.82

Carried Unanimously

**COMMITTEE AND DEPARTMENT HEAD REPORTS**

Highway – Absent and nothing to report

Assessor –He will be attending his last meeting for Past President Executive Board for NYSAA this Thurs, Friday, and Saturday.

Code Enforcement Officer - The following building permits were presented for the record:

David Kania	7244 Scotland	AG pool & deck
Golden Pond Estates	Lot# 210	Manufactured Home
Golden Pond Estates	Lot# 212	Manufactured Home
Golden Pond Estates	Lot# 219	Manufactured Home
Golden Pond Estates	Lot# 221	Manufactured Home
Golden Pond Estates	Lot# 223	Manufactured Home
Charles Williams	11764 Stage	IG Pool
Otto Thering	11198 Clarence Ctr	Pole Barn
David Olszewski	13340 Steiner	Rear Deck
Bruce Truax	8149 Greenbush	Mud room
Douglas Sescil	12526 Buckwheat	2 <sup>nd</sup> Floor Addition
Charles McConnaughey	13008 Main	Sign

A motion was made by Councilman Finger, seconded by Councilman Cumming to approve as presented.  
Carried Unanimously

Don also reported nothing further.

Town Clerk– Clarence School district tax bills have been picked up and work has been started on them. The Akron Central bills are not ready yet. We should receive them in the next week or so. Please get any newsletter information in as soon as possible.

Attorney for the Town- Meeting with ECWA and Town of Pembroke

### **COUNCILPERSONS**

George – Nothing at this time

Cummings –Nothing at this time

Glor – Nothing at this time

Finger- Scheduled meeting with highway employees on Thursday morning. Proposal for court clerks office and landscaping at Newstead Library.

SUPERVISOR –Friday the Supervisor will have time slots for Budget Meetings September 3, 2002.

### **UNFINISHED BUSINESS**

Water District #5-Phase 2 & 3-Phase 2 is moving down Stage Road, Phase 3 comments and review agency

Comprehensive Master Plan Update –Village of Akron comments have been received. Map to be reviewed and comments need to be consolidated and outlined and readied to send out to Peter J Schmitt.

Christian Airmen Re-Zoning- After this Town Board meeting a kick-off meeting will be held.

Radio Tower-Antennas installed at the School and Town of Newstead.

Refuse Issues-Moving on a resolution tonight.

County Line Stone Expansion- Councilman George made a motion, seconded by Councilman Cummings to accept draft review and draw a resolution for next meeting.

Carried Unanimously

LOSAP Proposals- Parsons Brinkheroffer need to gather data and prepare for them for joint meeting.

Other- Nothing

**NEW BUSINESS**

**Modern Landfill Contract:**

A motion was made by Councilwoman Glor, seconded by Councilman Cummings authorizing the Supervisor to execute a contract with Modern Landfill, Inc. in accordance with the provisions of the contract between Erie County and Modern Landfill, Inc. for the period from October 1, 2002 and ending December 31, 2002.

(Resolution Attached) Ayes-5                      Nay-0                      Carried Unanimously

**B.F. I. Contract:**

A motion was made by Councilman Cummings, seconded by Councilman George to approve the extension of the Town contract with B.F.I. and authorizing the Supervisor to sign and execute an extension agreement.

(Resolution Attached) Ayes-5                      Nay-0                      Carried Unanimously

**Smith Special Use Permit Public Hearing:**

A motion was made by Councilman Finger, seconded by Councilwoman Glor to authorize the Town Clerk to publish a Notice of Public Hearing regarding the request by John Smith for a special use permit to operate a used car facility at 11372 Main Road. The public hearing shall be scheduled on September 9, 2002 at 7:55pm at the Newstead Town Hall.

(Resolution Attached) Ayes-5                      Nay-0                      Carried Unanimously

**Retirement Incentive Public Hearing:**

A motion was made by Councilman George, seconded by Councilwoman Glor to authorize the Town Clerk to publish a Notice of Public Hearing regarding the Retirement Incentive package to be offered through Erie County to eligible employees. The public hearing shall be scheduled on September 3, 2002 at 7:55pm at the Newstead Town Hall.

(Resolution Attached) Ayes-5                      Nay-0                      Carried Unanimously

Other: Supervisor Summe called a Special Meeting for September 3, 2002 at 7:55PM for purpose of Public Hearing.

**Question Period – No one spoke**

There being no further business to come before the board a motion was made by Councilwoman Glor seconded by Councilman Finger to adjourn at 8:50 PM.  
Work session will continue after the meeting.

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak  
Town Clerk